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A.W.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: ⁰⁹08/729,362

Group Art: 2175

Inventor: SHOHER et al

Filed: 12/05/00

Title: Portable Device And System etc.

Examiner: Rimell, Samuel G

Amendment

Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231

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DEC 1 2 2002

Technology Center 2100

Sir:

This is in response to the Office Communication dated September 27, 2002.

Please substitute claims 1 and 4 as attached for claims 1 and 4 of record. A copy of claims 1 and 4 as amended and a copy of claims 1 and 4 showing the amendments thereto is attached.

Please cancel claims 2, 3 and 5.

Remarks

The rejection of claims 1-5 under 35USC112 is respectfully traversed. Applicant has amended claim 1 to remove the wording considered by the Examiner to be both indefinite and lacking clarity. Claims 2, 3 and 5 have been cancelled. Accordingly, the rejection under 35USC112 should now be withdrawn.

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The rejection of claims 1-5 under 35USC102(e) as being anticipated by Howard is respectfully traversed.

Claim1 has been amended to overcome the rejection and to clarify the invention. The present invention relates to a portable device for permitting a human to communicate with a video monitor for accessing, transferring and/or creating information from and to a remotely located computer. The communication from the portable device to the video monitor occurs through the RF modulator and transmitter whereas the communication from the portable device to the remotely located computer occurs through the wireless telephone communicating device and modem. Information is accessed from the remotely located computer and simultaneously displayed on the video monitor by operation of the keyboard and/or the mouse.

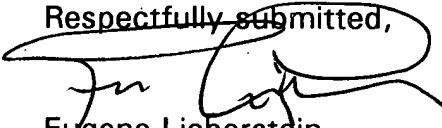
The portable device of the present invention as claimed is entirely different from Howard in both utility, objective and functionality. Howard teaches an optical wireless keyboard which includes a microcontroller attached to a human wrist and actuated manually from the wrist through an LED arrangement not a keyboard or mouse. The objective is to communicate with a remotely located Host system. There is no intent in Howard to communicate with a video monitor through the portable device so as to permit accessing, transferring and/or creating information from and to a remotely located computer while simultaneously displaying such information on the video monitor. In fact the keyboard system in Howard includes an internal microcontroller equivalent to a

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computer which is not remotely located and is not accessed by the wrist device nor does it use the video monitor to display the information. Moreover, no keyboard or mouse is shown or used in Howard to access, transfer or create information in the computer. Howard has a totally different system functionality for an entirely different purpose which utilizes an LED arrangement operated from the wrist. Accordingly, the rejection of claim 1 under 35USC102(e) should be withdrawn. Claim 4 is a dependent claim which is dependent on claim 1 and believed patentable for the same reasons as given above.

Reconsideration and allowance of claims 1 and 4 is respectfully solicited.

Respectfully submitted,


Eugene Lieberstein
Attorney for Applicant
Reg. No. 24645

CERTIFICATION OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner of Patents and Trademarks Washington D.C. 20231 on December 3, 2002

 Eugene Lieberstein

Name of Party depositing mail Eugene Lieberstein

Signature 

Date December 3, 2002 